

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

---

**No. 08-8360**

---

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

HERMAN LEWIS BILLUPS,

Defendant - Appellant.

---

Appeal from the United States District Court for the Southern District of West Virginia, at Huntington. Robert C. Chambers, District Judge. (3:00-cr-00059-1)

---

Submitted: March 12, 2009

Decided: March 17, 2009

---

Before MOTZ and SHEDD, Circuit Judges, and HAMILTON, Senior Circuit Judge

---

Affirmed by unpublished per curiam opinion.

---

Herman Lewis Billups, Appellant Pro Se. John J. Frail, Assistant United States Attorney, Charleston, West Virginia, for Appellee.

---

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Herman Lewis Billups appeals the district court's order granting him a reduction of sentence under 18 U.S.C. § 3582(c)(2) (2006). We have reviewed the record and find no reversible error. Accordingly, we affirm for the reasons stated by the district court. United States v. Billups, No. 3:00-cr-00059-1 (S.D.W. Va. Oct. 24, 2008). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument would not aid the decisional process.

AFFIRMED